

By Representative Horan

1                                   A bill to be entitled  
2           An act relating to Monroe County; amending  
3           chapter 97-348, Laws of Florida, relating to  
4           the charter of Islamorada, Village of Islands;  
5           revising transition provisions relating to  
6           state shared revenues to extend a waiver of  
7           applicable revenue sharing eligibility  
8           requirements and to authorize the usage of  
9           millage levied by the Monroe County Mosquito  
10          Control District for purposes of meeting the  
11          minimum amount of revenue required to be raised  
12          for revenue sharing eligibility; clarifying  
13          legislative intent regarding the referendum  
14          required to effectuate the charter, which  
15          referendum was concluded on November 4, 1997,  
16          with the required majority of voters approving  
17          the charter; adopting nunc pro tunc the  
18          effective dates in chapter 97-348, Laws of  
19          Florida, in connection with the clarification  
20          of legislative intent; declaring the charter to  
21          be effective pursuant to its terms and  
22          conditions; providing an effective date.

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24 Be It Enacted by the Legislature of the State of Florida:

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26           Section 1. Subsection (7) of section 9 of chapter  
27 97-348, Laws of Florida, is amended to read:

28           Section 9. Transition schedule.--

29           (7) STATE SHARED REVENUES.--Islamorada, Village of  
30 Islands, shall be entitled to participate in all shared  
31 revenue programs of the State of Florida effective immediately

1 on the date of incorporation. The provisions of s. 218.23(1),  
2 Florida Statutes, shall be waived for the purpose of  
3 eligibility to receive revenue sharing funds from the date of  
4 incorporation through the state fiscal year 1999-2000  
5 ~~1997-1998~~. The millage levied by the Monroe County Mosquito  
6 Control District, an independent special district as that term  
7 is defined in chapter 189, Florida Statutes, which includes  
8 the area within the corporate limits of the village, may be  
9 used for purposes of satisfying the provisions of s.  
10 218.23(1), Florida Statutes. The provisions of s. ~~section~~  
11 218.26(3), Florida Statutes ~~F.S.~~, shall be waived for the  
12 1997-1998 state fiscal year and the apportionment factors for  
13 the municipalities and counties shall be recalculated pursuant  
14 to s. 218.245, Florida Statutes ~~F.S.~~ Initial population  
15 estimates for calculating eligibility for shared revenues  
16 shall be determined by the University of Florida Bureau of  
17 Economic and Business Research. Should the bureau be unable to  
18 provide an appropriate population estimate, the Monroe County  
19 Planning Division estimate should be utilized.

20 Section 2. Section 13 of chapter 97-348, Laws of  
21 Florida, is amended to read:

22 Section 13. A majority of the registered voters of  
23 Plantation Key and a majority of the registered voters of the  
24 proposed new city of Islamorada having approved this charter  
25 in a special election held on November 4, 1997, the conditions  
26 for the creation of the charter contemplated by the enacting  
27 act have been met, and the charter for Islamorada, Village of  
28 Islands, is therefore effective pursuant to the terms and  
29 conditions provided in this section. Because the intent of  
30 this section is to clarify questions raised by citizens based  
31 upon a misinterpretation of legislative intent, the effective

1 date of the operating provisions of the charter are adopted  
2 nunc pro tunc as originally provided in chapter 97-348, Laws  
3 of Florida.~~This act shall take effect only upon its approval~~  
4 ~~by a majority vote of those qualified electors residing within~~  
5 ~~the proposed corporate limits of the proposed Islamorada,~~  
6 ~~Village of Islands as described in section 11, voting in a~~  
7 ~~referendum election to be called by the Monroe County~~  
8 ~~Commission and to be held on November 4, 1997, in accordance~~  
9 ~~with the provisions of law relating to elections currently in~~  
10 ~~force, except that:~~

11       ~~(1) If the qualified voters residing in the area known~~  
12 ~~as Plantation Key consisting of Precincts 25 and 26 do not~~  
13 ~~approve this act by a majority vote in both Precincts 25 and~~  
14 ~~26, this act shall not take effect. If approved by the~~  
15 ~~electorate, including that in Precincts 25 and 26, section 3,~~  
16 ~~section 9(2), and section 9(3) shall take effect upon~~  
17 ~~certification of the election results by the Monroe County~~  
18 ~~Supervisor of Elections.~~

19       ~~(2) The remainder of this act shall take effect upon~~  
20 ~~becoming a law.~~

21       Section 3. This act shall take effect upon becoming a  
22 law.

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